

FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP

600 CONGRESS AVENUE, SUITE 2400
AUSTIN, TEXAS 78701

TELEPHONE 512/474-5201
FACSIMILE 512/536-4598

WRITERS INTERNET ADDRESS:
RHANSON@FULBRIGHT.COM

WRITERS DIRECT DIAL NUMBER:
512/536-3085

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Robert E. Hanson

Commissioner for Patents
Washington, DC 20231

RE: SN 09/801,261 "HOMOLOGOUS RECOMBINATION-MEDIATED TRANSGENE ALTERATIONS IN PLANTS" – David McElroy et al. (Client Reference: 51091 US 01)

Sir:

Enclosed for filing in the above-referenced patent application is a Supplemental Information Disclosure Statement, Form PTO-1449, and references (B1-B3, C2-C4).

No fees are believed to be due in connection with the filing of this Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to the enclosed materials, the Commissioner is hereby authorized to deduct said fees from Fulbright & Jaworski Deposit Account No.: 50-1212 10201644 REH.

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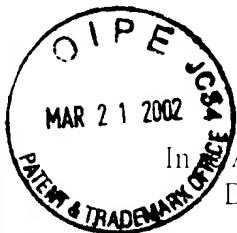
Respectfully submitted,

Robert E. Hanson
Reg. No. 42,628

REH:cmh

Encl: as noted

25142261.1



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Application of:
David McElroy *et al.*

Serial No.: 09 801,261

Filed: March 7, 2001

For: HOMOLOGOUS RECOMBINATION-
MEDIATED TRANSGENE
ALTERATIONS IN PLANTS

Group Art Unit: 1638

Examiner: Unknown

Atty. Dkt. No.: DEKM:186US R

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Date

Robert E. Hanson

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R §§ 1.97(g), (h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Supplemental Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is hereby authorized to deduct said fees from Fulbright & Jaworski Deposit Account No.: 50-1212/10201644/REH.

This application is a continuation-in-part application of Serial No. 09/521,557, filed March 9, 2000 and is relied upon for an earlier filing date under 35 U.S.C. § 120. In accordance with Rule 37 C.F.R. § 1.98(d) only copies of those documents not previously cited and submitted to the Patent and Trademark Office in prior application Serial No. 09/521,557 are enclosed for the convenience of the Examiner.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



Robert E. Hanson
Reg. No. 42,628
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 474-5201

Date: March 15, 2002